

KILPATRICK STOCKTON LLP

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Attorneys for Applicant AT&T Mobility LLC

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA

Plaintiff,

v.

AMERICAN SOCIETY OF COMPOSERS, AUTHORS
AND PUBLISHERS,

Defendant.

In the matter of the Application for the Determination of
Reasonable License Fees by

AT&T WIRELESS

Case No. 41-1395 (WCC)

MOTION TO ADMIT W. ANDREW PEQUIGNOT PRO HAC VICE

This Motion for Admission to Practice *Pro Hac Vice* is filed pursuant to Rule 1.3(c) of the Local Rules for the United States District Courts for the Southern Districts of New York. The undersigned counsel, a member of the Bar of this Court, hereby moves this Court for an Order allowing the admission *pro hac vice* of:

W. Andrew Pequignot
KILPATRICK STOCKTON LLP
1100 Peachtree Street, Suite 2800
Atlanta, Georgia 30309-4530
Phone: (404) 815-6500
Fax: (404) 815-6555
Email address: APequignot@kilpatrickstockton.com

W. Andrew Pequignot is a member in good standing of the Bar of the State of Georgia.
There are no pending disciplinary proceedings against W. Andrew Pequignot in any State or
Federal court.

DATED: June 2, 2008
New York, New York

Respectfully Submitted,



Joseph Petersen (JP 9071)
KILPATRICK STOCKTON LLP
31 West 52nd Street, 14th Floor
New York, NY 10019
Phone Number: (212) 775-8700
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**AFFIDAVIT OF JOSEPH PETERSEN IN SUPPORT OF MOTION
TO ADMIT W. ANDREW PEQUIGNOT *PRO HAC VICE***

STATE OF NEW YORK)
) ss:
COUNTY OF NEW YORK)

Joseph Petersen, being duly sworn, hereby deposes and says as follows:

1. I am a partner at the law firm of Kilpatrick Stockton LLP, 31 West 52nd Street, New York, New York 10019, counsel for Applicant AT&T Mobility LLC (“AT&T”), in the above captioned action (incorrectly named in the caption as “AT&T Wireless”). I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of AT&T’s motion to admit as counsel *pro hac vice* to represent AT&T.
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1997. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known W. Andrew Pequignot for well a year.
4. Mr. Pequignot is an associate at the law firm of Kilpatrick Stockton LLP, 1100 Peachtree Street, Suite 2800, Atlanta, Georgia 30309-4530.
5. I have found Mr. Pequignot to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of W. Andrew Pequignot, *pro hac vice*.
7. I respectfully submit a proposed order granting the admission of W. Andrew Pequignot, *pro hac vice*, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit W. Andrew Pequignot, *pro hac vice*, to represent AT&T in the above captioned matter, be granted.

Respectfully Submitted,



Joseph Petersen

Sworn to before me this
2nd day of June, 2008


Notary Public

ALBERTO J. GARCIA
Notary Public, State of New York
No. 01GA6053013
Qualified in New York County
Commission Expires January 29, 2011

STATE BAR OF GEORGIA



Lawyers Serving the Public and the Justice System

Mr. William Andrew Pequignot
Kilpatrick Stockton LLP
1100 Peachtree St., N.E., Suite 2800
Atlanta, GA 30309-4530

CURRENT STATUS: Active Member-Good Standing
DATE OF ADMISSION: 11/14/2006
BAR NUMBER: 424546
TODAY'S DATE: May 29, 2008

Listed below are the public disciplinary actions, if any, which have been taken against this member:

State Disciplinary Board Docket #	Supreme Court Docket #	Disposition
N/A	N/A	N/A

The prerequisites for practicing law in the State of Georgia are as follows:

- Must be certified by the Office of Bar Admissions, either by Exam, or on Motion (Reciprocity).
- Sworn in to the Superior Court in Georgia, which is the highest court needed for individuals to practice law in the State of Georgia.
- Enrolled with the State Bar of Georgia, which is an arm of the Supreme Court of Georgia.

Attorneys licensed in Georgia and whose membership is current are eligible to practice law in Superior Court. Attorneys may, upon application, apply for admission to the Supreme, District and State Court of Appeals.

Under the privacy/confidentiality provision of the Bar Rule 4-221(d), any complaint against a member resolved prior to the filing and docketing of a disciplinary case in the Supreme Court is not a matter of public record, and may not be revealed without a waiver from the member. It is the policy of the State Bar of Georgia to answer any inquiry about a member by disclosing only those complaints that have been docketed in the Supreme Court. With respect to matters that are currently pending as active, undocketed cases, when an inquiry is received, the State Bar of Georgia shall not disclose the existence of those complaints. Such non-disclosure should not be construed to confirm the existence of confidential complaints since the vast majority of members in good standing are not the subjects of such confidential complaints.

This member is currently in "good standing" as termed and defined by **State Bar Rule 1-204**. The member is current in license fees and is not suspended or disbarred as of the date of this letter.



STATE BAR OF GEORGIA

Brandy Preston

Official Representative of the State Bar of Georgia

HEADQUARTERS

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Atlanta, Georgia 30303
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Tifton, Georgia 31793-1390
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EXHIBIT A

KILPATRICK STOCKTON LLP

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AT&T WIRELESS

**ORDER FOR ADMISSION *PRO HAC VICE* OF W. ANDREW PEQUIGNOT
ON WRITTEN MOTION**

Upon the motion of Joseph Petersen attorney for Applicant AT&T Mobility LLC, (“AT&T”) (incorrectly named in the caption as “AT&T Wireless”), and said sponsor attorney’s affidavit in support;

IT IS HEREBY ORDERED that:

W. Andrew Pequignot
KILPATRICK STOCKTON LLP
1100 Peachtree Street, Suite 2800
Atlanta, Georgia 30309-4530
Phone: (404) 815-6500
Fax: (404) 815-6555
Email address: APequignot@kilpatrickstockton.com

is admitted to practice *pro hac vice* as counsel for AT&T, Applicant, in the above captioned action in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nys.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of the Court.

Dated: June ____, 2008
New York, New York

SO ORDERED,

U.S.D.J.

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Joseph M. Beck
(application for admission *pro hac vice* to be filed)
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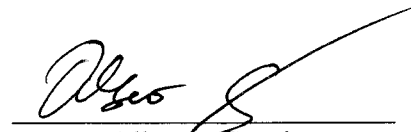
AT&T WIRELESS

Case No. 41-1395 (WCC)

CERTIFICATE OF SERVICE

I hereby certify that on June 2, 2008, a true and correct copy of the following documents: a) Motion to Admit James A. Trigg Pro Hac Vice; b) Motion to Admit James A. Trigg Pro Hac Vice; and c) Motion to Admit James A. Trigg Pro Hac Vice, all dated June 2, 2008; were served by first class mail, postage fully prepaid upon the following:

Aviva J. Halpern
Lovells, LLP.
590 Madison Avenue
New York, NY 10022
Attorneys for Defendant ASCAP


Alberto Garcia